

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jan 24, 2023

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

CORAL L.,¹

Plaintiff,

vs.

KILOLO KIJAKAZI, ACTING
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 2:22-cv-00284-RHW

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g) AND CLOSING FILE**

ECF No. 10

Before the Court is the parties' Stipulated Motion for Remand, ECF No. 10, requesting remand of the above-captioned matter to the Commissioner for additional administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g). Attorney Chad Hatfield represents Plaintiff. Attorney Edmund Darcher represents Defendant.

¹ To protect the privacy of plaintiffs in social security cases, the undersigned identifies them by only their first names and the initial of their last names. *See* LCivR 5.2(c).

1 After consideration, **IT IS HEREBY ORDERED** that:

2 1. The parties' Stipulated Motion for Remand, **ECF No. 10**, is **GRANTED**.

3 3. The above-captioned case be **REVERSED** and **REMANDED** to the
4 Commissioner of Social Security for further administrative proceeding pursuant to
5 sentence four of 42 U.S.C. § 405(g).

6 The parties have stipulated to the following instructions. On remand, the
7 Appeals Council will instruct the ALJ to:

- 8 • Reevaluate Plaintiff's severe impairments, with the assistance of a
9 medical expert if available;
- 10 • Reevaluate Plaintiff's symptoms and residual residual functional
11 capacity;
- 12 • Continue the sequential evaluation; and
- 13 • Offer Plaintiff the opportunity for a new hearing and issue a new
14 decision.

15 *See* ECF No. 10 at 2.

16 3. Judgment shall be entered for **PLAINTIFF**.

17 4. Upon proper presentation, this Court consider Plaintiff's application for
18 fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

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1 The District Court Executive is directed to enter this Order, **enter**
2 **Judgment**, forward copies to counsel, and **CLOSE THE FILE**.

3 DATED January 24, 2023.

4 *s/Robert H. Whaley*
5 ROBERT H. WHALEY
6 Senior United States District Judge
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